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**UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF VIRGINIA  
RICHMOND DIVISION**

In re: ) Chapter 11  
)  
CIRCUIT CITY STORES, INC., ) Case No. 08-35653-KRH  
et al., )  
)  
) Jointly Administered  
Debtors. )  
)  
\_\_\_\_\_ )

**NOTICE OF MOTION AND NOTICE OF HEARING ON  
DEBTORS' MOTION FOR ORDER UNDER BANKRUPTCY CODE SECTIONS  
105, 363, 365 AND 503 AND BANKRUPTCY RULES 2002, 6004 AND  
6006 (A) AUTHORIZING SELLER TO ENTER INTO AGREEMENT FOR SALE  
OF CERTAIN REAL PROPERTY IN SAN JOSE, CALIFORNIA SUBJECT TO  
HIGHER OR OTHERWISE BETTER BIDS, (B) APPROVING TERMINATION  
FEE IN CONNECTION THEREWITH, (C) APPROVING SALE OF REAL  
PROPERTY FREE AND CLEAR OF ALL INTERESTS, (D) APPROVING  
ASSUMPTION, ASSIGNMENT AND SALE OF CERTAIN UNEXPIRED LEASE  
OF NON-RESIDENTIAL REAL PROPERTY FREE AND CLEAR OF ALL  
INTERESTS AND (E) GRANTING RELATED RELIEF**

**PLEASE TAKE NOTICE** that on July 28, 2009, the above-  
captioned debtors and debtors-in-possession (the "Debtors")

filed the Debtors' Motion for Order Under Bankruptcy Code Sections 105, 363, 365 and 503 and Bankruptcy Rules 2002, 6004 and 6006 (A) Authorizing Seller to Enter Into Agreement For Sale of Certain Real Property in San Jose, California Subject to Higher or Otherwise Better Bids, (B) Approving Termination Fee in Connection Therewith, (C) Approving Sale of Real Property Free and Clear of All Interests, (D) Approving Assumption, Assignment and Sale of Certain Unexpired Lease of Non-Residential Real Property Free and Clear of all Interests and (E) Granting Related Relief (The "Motion").

**Your rights may be affected.** You should read these papers carefully and discuss them with your attorney, if you have one in these bankruptcy cases. (If you do not have an attorney, you may wish to consult one.) Under Local Bankruptcy Rule 9013-1, unless a written response to the Motion is filed with the Clerk of the Court and served on the moving party, the trustee and those parties as required by the Order Pursuant to Bankruptcy Code Sections 102 and 105, Bankruptcy Rules 2002 and 9007, and Local Bankruptcy Rules 2002-1 and 9013-1 Establishing Certain Notice, Case Management and Administrative Procedures (entered on November 13, 2008 at Docket No. 130) (the "Case Management Order") no later than five (5) business days before the scheduled hearing date, the Court may deem any opposition waived, treat the Motion as conceded, and issue an order granting the requested relief without further notice or hearing. If you do not want the Court to approve the Motion, or if you want the Court to consider your views on the Motion, then you or you attorney must:

- [X] File with the Court, either electronically or at the address shown below, a written response pursuant to Local Bankruptcy Rule 9013-1(H). If you mail your response to the Court for filing, you must mail it early enough so the Court will receive it on or before **August 20, 2009 at 4:00 p.m.**

Clerk of Court  
United States Bankruptcy Court  
701 East Broad Street, Suite 4000  
Richmond, Virginia 23219

- [X] Pursuant to the Case Management Order, you must also serve a copy of any written response and request for hearing by the foregoing date via electronic mail on the following: (i) the Core Group, which includes the Debtors, co-counsel to the Debtors, the Office of the United States Trustee, co-counsel for any committee, counsel to the agents for the Debtors' prepetition lenders, and counsel to the agents for the Debtors' postpetition lenders; (ii) the 2002 List; and (iii) those additional parties as required by the Case Management Order (all of which are defined in the Case Management Order), which can be found at [www.kccllc.net/circuitcity](http://www.kccllc.net/circuitcity).
- [X] Attend a hearing before the Honorable Kevin Huennekens, United States Bankruptcy Judge, at 11:00 a.m. (Eastern Time) on August 27, 2009 at the United States Bankruptcy Court, Room 5000, 701 East Broad Street, Richmond, Virginia 23219. If you or your attorney do not attend the hearing, the Court may grant the relief requested in the Motion.

If you or your attorney do not take these steps, the Court may decide that you do not oppose the relief sought in the Motion and may enter an order granting the relief requested.

Dated: July 28, 2009  
Richmond, Virginia

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